

Rec'd PCT/PTO 26 APR 2006

PTO-1390 (Rev. 02-2005)

Approved for use through 03/31/2007. OMB 0651-0021
U. S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

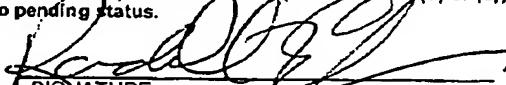
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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 6580P0040US
INTERNATIONAL APPLICATION NO. PCT/EP2004/004982	INTERNATIONAL FILING DATE May 10, 2004	U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/556140
TITLE OF INVENTION Sample Depositing Device For A Cell Sorter		
APPLICANT(S) FOR DO/EO/US Möller, et al.		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input type="checkbox"/> Other items or information:</p>		

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U.S. APPLICATION NO. (If known, see 37 CFR 1.6) 10/556140	INTERNATIONAL APPLICATION NO. PCT/EP2004/004982	ATTORNEY'S DOCKET NUMBER 6580P0040US	
The following fees have been submitted		CALCULATIONS	PTO USE ONLY
21. <input type="checkbox"/> Basic national fee		\$	\$
22. <input type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)		\$	\$
All other situations		\$	\$
23. <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority		\$	\$
International Search Report prepared and provided to the Office		\$	\$
All other situations		\$	\$
TOTAL OF 21, 22 and 23 =			
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.			
Total Sheets	Extra sheets		
- 100 =	/50 =		x \$
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).		\$	\$
CLAIMS		NUMBER FILED	NUMBER EXTRA
Total claims	=		x 50.00 \$
Independent claims	=		x 200.00 \$
MULTIPLE DEPENDENT CLAIM(s) (if applicable)		0	+ 360.00 \$
TOTAL OF ABOVE CALCULATIONS =			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.		\$	\$
SUBTOTAL =			
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).		\$	\$
TOTAL NATIONAL FEE =			
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		\$	\$
TOTAL FEES ENCLOSED =			
		Amount to be refunded:	\$
		Amount to be charged:	\$
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2970. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>			
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.437(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>The Law Office of Randall T. Erickson, PC 425 W. Wesley St., Suite 1, Wheaton, IL 60187</p> <p> SIGNATURE: Randall T. Erickson</p> <p>NAME _____</p>			
CUSTOMER NUMBER: 41528		33,872	
		REGISTRATION NUMBER	

Rec'd PCT/PTO 26 APR 2006

THE LAW OFFICE OF
RANDALL T. ERICKSON, PC
INTELLECTUAL PROPERTY ATTORNEY

FACSIMILE TRANSMITTAL SHEET

TO:

US/RO

FROM:

Randall T. Erickson

COMPANY:

USPTO

DATE:

April 26, 2006

FAX NUMBER:

703-305-3230

TOTAL NO. OF PAGES INCLUDING COVER:

10

RTE REFERENCE NO.:

6580P0040US

YOUR REFERENCE NO.:

PCT/EP2004/004982

RE: Declaration and Power of Attorney

NOTES/COMMENTS:

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BE PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE OR WORK PRODUCT IMMUNITY
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
UNITED STATES RECEIVING OFFICE (RO/US)

Applicant: Müller, et al.

Int'l Application No.: PCT/EP2004/004982

Int'l Filing Date: May 10, 2004

For: Sample Depositing device For A Cell Sorter

Atty. Docket No. 6580P0040US

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
Attn: US/RO

CERTIFICATE OF FACSIMILE

Date of Fax: April 26, 2006

I hereby state that the following *attached* papers or fees

Transmittal Letter Under 35 USC 371 (2 pages)
Declaration and Power of Attorney (6 pages)

are being faxed to the Commissioner for Patents at (703) 305-3230 on the date indicated above.

Randall T. Erickson



Signature of person faxing papers